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	ATTORNEYS_SPEAK_OUT_AFTER_HERNANDO_ARREST	5	Transcribed Recording 3
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	TRANSCRIBED BY: DANA GORDON, CCR #1908	19	
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1	* * * *	1	race. This is not about politics. What
2	MR. ZUMMACH: firsthand knowledge	2	happened to Mr. Hoyle in this case he
3	good cops in the City of Hernando have	3	happens to be an African-American, but this
4	attempted to rid of this rid that police	4	officer did the exact same thing to another
5	department of this cancer. They've gone to	5	kid back in 2013. He was a white kid
6	the police chief. They've gone to the	6	suspected of DUI, and the same thing
7	mayor. They've gone to the board of	7	happened. This does not have anything to do
8	aldermen saying, "This is not an officer	8	with race. In this community, we make
9	that we need out on the streets, and we	9	everything about race and politics.
10	surely don't need him out there with a dog	10	This has everything to do with right
11	and a gun."	11	and wrong, and I believe that's why we've
12	Many of these officers were punished	12	heard a recent announcement that the FBI has
13	for their complaining about this very	13	launched an investigation. I know nothing
14	officer. And, again, that's going to unfold	14	about how that I'm saying it right here
15	over time both with this lawsuit and what	15	on the record. I know nothing about the FBI
13	else is coming down the pike.	16	deciding to open up a case. I had nothing
16		17	to with it. They make their decisions.
	Good cops don't want bad cops around		TO I I
16	them because they endanger the good cops'	18	They have an entire hierarchy that
16 17	them because they endanger the good cops' lives, and they also endanger citizens'	19	they have to go through to get
16 17 18	them because they endanger the good cops' lives, and they also endanger citizens' lives. So this is not about, there are bad	19 20	they have to go through to get investigations opened. They don't just open
16 17 18 19	them because they endanger the good cops' lives, and they also endanger citizens' lives. So this is not about, there are bad cops out there or the phrase you hear about,	19 20 21	they have to go through to get investigations opened. They don't just open them up willy-nilly, and I don't know
16 17 18 19 20 21 22	them because they endanger the good cops' lives, and they also endanger citizens' lives. So this is not about, there are bad cops out there or the phrase you hear about, there's, you know, one bad apple. That's	19 20 21 22	they have to go through to get investigations opened. They don't just open them up willy-nilly, and I don't know anything about that investigation or what's
16 17 18 19 20 21	them because they endanger the good cops' lives, and they also endanger citizens' lives. So this is not about, there are bad cops out there or the phrase you hear about, there's, you know, one bad apple. That's not what this is about.	19 20 21 22 23	they have to go through to get investigations opened. They don't just open them up willy-nilly, and I don't know anything about that investigation or what's going to come from it.
16 17 18 19 20 21 22	them because they endanger the good cops' lives, and they also endanger citizens' lives. So this is not about, there are bad cops out there or the phrase you hear about, there's, you know, one bad apple. That's	19 20 21 22	they have to go through to get investigations opened. They don't just open them up willy-nilly, and I don't know anything about that investigation or what's

1 (Pages 1 to 4)

## Page 5 Page 6 1 I've known this one particular 1 can use of it what you want. Videos are 2 sexy because you can't deny what's here on 2 officer now for over 25 years. This is not 3 3 the video, but there is a companion case -my first time I've run across this officer. 4 4 I call it a companion case. It was filed on And the mayor shrugged his shoulders at me and that officer continued to work, so I had 5 5 the same day represented by the same lawyers 6 6 called White versus The City of Hernando. to file this lawsuit. 7 7 And then what do I get? When we And in my personal opinion, that case 8 8 filed this lawsuit, the lawyer they hired to is much more sinister, and I know Mr. Wells 9 is going to speak further on that. There's 9 defend it, second line in his answer says, 10 evidence missing. We have two dead kids 10 "It's all a sham." And I would invite 11 involving the same officer chasing a car 11 anybody that watches this and reads the 12 12 police report written by this officer and when he was told not to chase a car. 13 These are sexy because you have a 13 the one that does the punching -- read those 14 dash cam video and you can see what happens, 14 two police reports and see what is a sham. 15 15 There is not one fact in these two but I do not want that family -- and, again, 16 I hope Murray addresses it fully, that's out 16 complaints that are on file -- there is not 17 17 one fact that I put in any of those lawsuits there as well. 18 18 that I don't have a witness for, so it's not Now, lawyers get bad raps. We're 19 19 always in it for the money. I can tell you, a sham. 20 my age and how long I've been doing this, 20 And so we're fighting with the City 21 I'm not in it for the money. In fact, I 21 of Hernando now. They think the case is a 22 went to the mayor of the City of Hernando 22 sham and it's all about money and all that 23 before this lawsuit ever got filed, and I 23 business. Now, I've noticed on a few of 24 said, "You get rid of these people that did 24 your reports, the police chief, I think, 25 this and I won't file suit." 25 confirmed for a good many of you that the Page 7 Page 8 1 FBI is in town or opening an investigation. 1 cops or do we want the bullies to become the 2 That's about the only comment that was made. 2 cops? 3 3 I think it was to 24. I'm not doing this for the money. As 4 I've already said, I've told them we 4 If you want a quote, I've checked 5 5 this out from my two sources. Within the wouldn't even file the lawsuit if they got 6 6 last 48 hours, the police chief told the rid of these cops because they're going to 7 mayor and a few other people that the FBI 7 hurt somebody. 8 has told them, "We are reluctantly doing 8 All right? Now, I'm going to go 9 through the video with you. I will stop it 9 this. We are only doing this because our 10 10 wherever you want me to stop it, okay, and boss is making us." 11 answer any questions you have. 11 In other words, they're just going to 12 I will tell you that we know of at 12 slow walk and half walk through this. I don't believe that. But when you have a 13 least two terminations -- terminations means 13 14 that the supervisor on duty tells the 14 police chief telling the chief executive that -- "Don't worry about this FBI 15 officer chasing to terminate the pursuit. 15 16 investigation," I think there is something 16 Every police agency in this region and 17 serious for the media to look at because, 17 probably across the country -- if you're told to terminate, you are to immediately 18 18 frankly, it's the lawyers and the media that 19 pull over, put it in park, call in your 19 keeps everybody honest. 20 mileage to dispatch so that they know how 20 All right? But that's a quote for you. Scott Worsham told the mayor, "There's 21 far you continued on, okay, and wait until a 21 22 supervisor comes, reads the mileage on your 22 nothing to this FBI investigation." So I guess really we have to ask 23 23 odometer. 24 That's what happens when you 24 ourselves, do we want kids that play on the 25 terminate a pursuit -- if it's dangerous, if 25 playground and help other people to become

## Page 9 Page 10 1 the underlying crime is not something of a 1 minutes. 2 2 Mr. Hoyle is driving irresponsibly. serious nature, et cetera. 3 3 The police officer is giving pursuit. We know -- I think from one of the 4 People are put in danger, et cetera. I 4 reports that have the dispatch tapes, we 5 5 believe we've heard a report that dispatch know that at 33 seconds prior to what I'm didn't even know that Mr. Brown was at work going to call the pit maneuver, where the 6 6 7 7 cop cars come in contact with the suspect's I'm sure all of you have watched the 8 8 car, they were told to terminate. And I 9 want you to watch on this video how long 9 seven and a half minutes; is that correct? 10 33 seconds is. 10 If so, nod your head, yes. I don't want to waste your time. 11 All right. So -- all right. I'm 11 12 I'm going to fast forward to 7:26. 12 going to go back to the very beginning --13 and believe me, I'm not going to make you 13 Why do I go to 7:26? Because if you take 14 watch the Dukes of Hazard for seven a half 14 33 seconds, which is the latest possible 15 order to terminate pursuit, you just take 15 minutes. 16 Okay. This is on Highway 51 facing 16 26 from 8. Okay? 17 And I will tell you that the 17 southbound at Robinson Road. Lynn Brown's termination order was done at Getwell and 18 18 police report says he witnessed Mr. Hoyle 19 run a red light. I think Lynn Brown has 19 Byhalia Road. That's Byhalia Road. That's 20 X-ray vision. 20 Getwell running north and south, My 21 Notice these cars coming to a stop on 21 calculations say this is when the call went 22 out to terminate the pursuit. 22 the cross street. There goes Mr. Hoyle. Lynn Brown backs up and begins the pursuit. 23 Now, I'm going to let the running 23 24 record speak. If the officer is doing what 24 All right. That is at 0015. This 25 25 they're supposed to do, you pull over right goes on for another seven and a half Page 11 Page 12 seconds, one and a half seconds. 1 there, call in your odometer. Instead, they 1 If you look in the reflection, that's 2 told the lieutenant to standby. 2 3 3 First impact occurs at eight even. Lynn Brown holding the dog, about to release 4 4 I'll also tell you, the second vehicle is it. Does everybody see what I'm talking 5 5 the one driven by Hunter Soloman. The first about? Look at it at your station. 6 In case there is any question, 6 vehicle making contact is driven by 7 7 Soloman is not pulling that dog off the Lynn Brown. All right. We're at 8:07. I will 8 suspect, he's just redirecting that dog 8 because that dog never lets go of the leg 9 tell you that I watched this video probably 9 10 until Brown takes his handcuffs and wedges 10 a hundred or more times, and I couldn't ever 11 the dog's mouth off of his leg. That dog is 11 tell when Mr. Brown let the dog out of his 12 12 car. Watch the reflection in the trunk of still on him. 13 This dog is still engaged. Now, I 13 the car and you will see Lynn Brown get out 14 want to stop here. It appears these two 14 of his car. 15 officers are blocking the cam. They --15 And look at what Mr. Hoyle is doing. 16 they're not doing it on purpose. I happen 16 Now, prior to that, you can see both hands, 17 but I don't want to split hairs like lawyers 17 to know that because only the canine cars 18 have dash cams. But I want you to watch do. His right hand is holding the door; his 18 between their legs what Soloman does to left hand is holding the door. So you can 19 19 20 Mr. Hoyle while he's handcuffed. Do you see 20 see both hands even before this; there were 21 what he's doing? 21 no weapons. After that they search, pat him down. 22 22 Read Lynn Brown's police report. He 23 says he was fearful of a weapon. 23 No weapons were found. I can leave it 24 running, whatever you want to do. You-all 24 You see a dog yet? It's 8:15. His 25 have copies of it by now. 25 hands have been up for approximately two

	Page 13		Page 14
1	I want to open the floor now to	1	the car, that they committed any crimes,
2	Mr. Wells, answer any questions you have.	2	whether or not the driver of the car was
3	And as I said, nothing's off the table.	3	fleeing against the advice of the
4	MR. WELLS: Afternoon all.	4	passengers. We don't have any of that
5	It's disturbing. It's troubling.	5	information because our clients are dead.
6	But more importantly, it's kind of the start	6	As soon as that happened, I was
7	of what we believe to be a bigger issue and	7	engaged by the families to understand what
8	I don't know if you say coverup, but I'm	8	happened, and so I immediately sent a letter
9	saying coverup.	9	to the chief of police, to the mayor, to
10	This case coupled with the second	10	Lynn Brown and surrounding law enforcement
11	case that's here, Linda White, resulting in	11	areas that may have caught something on
12	the deaths of two young boys the	12	their radio. And what I said is, "We're
13	similarities are that they were both pulled	13	looking at this and we want this evidence
14	over for something minor, traffic offenses.	14	preserved."
15	In the case in the White case, the	15	Specifically, we wanted the police
16	boys were had temporary tags, drive-out	16	car parked because I can take experts in.
17	tags and the officer found it suspicious,	17	They can download the data off of it. We
18	pursuit, order to terminate. Lynn Brown	18	can determine whether or not he bumped the
19	refuses to terminate, chases them up the	19	car, whether or not he caused the crash,
20	wrong side of I-55 and eventually, we	20	whether his story is consistent. They've
21	believe, nudged the car off of a bridge	21	destroyed that evidence. They didn't
22	where it landed upside down and those boys	22	preserve anything.
23	lost their lives as a result of it.	23	We believe that they've destroyed
24	He Officer Brown had no	24	photographs. They've destroyed the data on
25	information about how many people were in	25	the car. They sold the car at an auction
	Page 15		Page 16
	_		
1	despite and they could have had it back	1	point. I do a lot of civil rights
2	in action in two days because I would've had	2	litigation. I have litigated police
3	my experts down there immediately to take a	3	departments many times. And to a T, those
4	look at it. They've destroyed all this	4	cases the police department says, "Those
5	information.	5	officers, if they did something wrong, were
6	Again, Lynn Brown was instructed to	6	not doing it in accordance with our policy."
7	terminate the pursuit and didn't and two	7	In each of those cases, they say,
8	boys lost their lives; and as I understand	8	"It's a bad officer who did bad things, but
9	it, took photographs on his personal phone	9	that's not how we do things so we're not
10	of the deceased young men and made jokes	10	responsible for the things that this officer
11	about them and did make jokes about the	11	did."
12	color of their skin. Other officers	12	These two cases are very different,
13	complained. He did it in the presence of	13	very different. If you look at the response
14	others.	14	filed by the same lawyer on behalf of the
15	And, again, there was an instruction	15	police officers and behalf of the city and
16	to not file an abusive report, we believe,	16	behalf of the chief of police, they embrace
17	directly from the chief of police would	17	it. The police department officially
18	not allow other officers to report bad	18	embraces the action of Lynn Brown. That's a
19	behavior of Lynn Brown because there are	19	strange thing to me. I don't understand it
20	good officers down there. And that's two	20	because they're saying, A, there is nothing
21	separate occasions where other officers have	21	wrong. We know there is something wrong.
22	wanted to report Lynn Brown for excessive	22	B, we're okay with it; so if the
23	force and been denied by Chief Worsham.	23	officers did something wrong, they acted in
24	So we believe the case is is is	24	accordance with our policy.  It may make my job a lot easier, but
25	evolving. And I'll make an interesting	25	It may make my jou a for easier, our

it's a more systemic troubling situation because now you wonder, right, what clock has officer or Officer Soloman or other officers and refused to acknowledge it and rather combrace the bad behavior. So thar's what's particularly troubling to me, especially, in light of the serious injuries to Adrian Hoyle and the soloma by the serious injuries to Adrian Hoyle and the serious injuries to Adrian Hoyle and the soloma by have.  MEDIA SPEAKER: So the two lawsuits, you know, obviously different plaintiffs, different outcomes but a lot of similarities when you read them back to back. Do you think that there is going to be a few common denominators but I mean, is leadership a common denominators but I mean, is leadership a common denominators and the issues in the complaints outlined in both of these lawsuits?  MR. WELLS: Absolutely, And I think there's there's almost implicit permission to continue the behavior because when you're on notice and you do nothing or  Page 19  these officers particularly, Lynn Brown, still has a job.  MEDIA SPEAKER: What was Chief Scott Worsham's initial, I guess, response or ceverybody and is also scary to legitimate, good, solid, honest police officers, of the white a seas, so may be a few common denominators when you're on notice and you do nothing or  Page 19  these officers particularly. Lynn Brown, still has a job. MEDIA SPEAKER: What was Chief Scott Worsham's initial, I guess, response or censoring for the family is mital complaint well, for both incidents? What was his MEDIA SPEAKER: What twas Chief Scott Worsham's initial, I guess, response or censoring for the family's initial complaint well, for both incidents? What was his MEDIA SPEAKER: what twas Chief Scott Worsham's initial, I guess, response or censoring for the family's initial complaint well, for both incidents? What was his  MEDIA SPEAKER: what twas Chief Scott Worsham's initial, I guess, response or censoring for the family is mital complaint well, for both incidents? What was his				
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and refused to acknowledge it and rather embrace the bad behavior.  So that's what's particularly 7 7 8 troubling to me, especially, in light of the serious injuries to Adrian Hoyle and the 10 loss of life to the two young men.  10 loss of life to the two young men.  11 So I'm happy to answer any questions 12 you have.  12 MEDIA SPEAKER: So the two lawsuits, 13 4 you know, obviously different plainliffs, 14 15 different outcomes but a lot of similarities 15 4 when you read them back to back.  11 Do you think that there is going to 18 be a few common denominators — but I mean, 18 leadership a common denominator and the 19 is leadership a common denominator and the 19 is leadership a common denominator and the 19 is leadership a common denominator and the 20 issues in the complaints outlined in both of 12 these lawsuits?  12 MR. WELLS: Absolutely, And I think there's — there's almost implicit 29 permission to continue the behavior because when you're on notice and you do nothing or 25 when you're on notice and you do nothing or 26 membracement of that kind of culture that is incredibly scary and should be scary to 29 everybody and is also scary to 29 everybody and is also scary to 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of culture that is 20 membracement of that kind of	4	* *	4	
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13 well, for both incidents? What was 14 his 15 MR. WELLS: We received no response 16 at all. And to be clear, I sent the letter 17 on the White case in 2019 18 MEDIA SPEAKER: 2019. 19 MR. WELLS: in the summer of 2019. 19 MR. WELLS: in the summer of 2019. 20 I think it was early early June of 2019, 21 maybe July. No response, silence. No 22 attorney reached out to me. No city 23 official reached out to me. No law 24 enforcement reached out to me. It was just 21 maybe I shouldn't use in a pleading because 14 l'm inflamed or impassioned about the cause 15 I'm inflamed or impassioned about the cause 16 l'm inflamed or impassioned about the cause 17 l'm inflamed or impassioned about the cause 18 l'm inflamed or impassioned about the cause 19 I'm inflamed or impassioned about the cause 19 l'm inflamed or impassioned about the cause 10 l'm inflamed or impassioned about the cause 11 l'm inflamed or impassioned about the cause 12 l'm inflamed or impassioned about the cause 13 l'm inflamed or impassioned about the cause 14 l'm inflamed or impassioned about the cause 15 l'm inflamed or impassioned about the cause 15 l'm inflamed or impassioned about the cause 16 l'm inflamed or impassioned about the cause 18 l'm inflamed or impassioned about the cause 19 l'm inflamed or impassioned about the cause 14 l'm inflamed or impassioned about the cause 18 l'm inflamed or impassioned about the cause 19 l'm inflamed or impassioned about the cause 19 l'm inflamed or impassioned about the cause		· · · · · · · · · · · · · · · · · · ·	1	, , , , , , ,
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	Page 21		Page 22
1	motion to dismiss on the Hoyle case just	1	car?"
2	reading you go, "Why? Why is this the	2	They're like, "What do you want to
3	response?"	3	see the car for?"
4	So that was the first real response	4	I'm like, "Well, because it's
5	we heard was, pounds hand, "We love our	5	supposed to be parked and I'm supposed to
6	officers. You guys are wrong. See you	6	get data from it and I'm supposed to
7	later."	7	determine how fast he went on the pursuit,
8	MEDIA SPEAKER: Can you talk about	8	when the termination came, whether or not
9	the spoilage? When did you find out that	9	there was impact, all that information."
10	the evidence you asked to be preserved was	10	"Well, you know, we sold the car, but
11	not preserved?	11	we could get it for you later to look at
12	MR. WELLS: After the filing of the	12	it." Two years later, which is completely
13	lawsuit. We so it's a widely used legal	13	worthless to the point of preservation.
14	mechanism to send a letter to preserve	14	And it's our understanding that,
15	evidence. And what you're doing is: You're	15	likewise, files have been destroyed or lost.
16	putting the party on notice that there's	16	I don't know if they were destroyed or not,
17	litigation coming and that these are the	17	but they're not going to be produced for us.
18	things we're going to need to prosecute our	18	I think it's important to note that
19	case. And there are there are	19	there were no criminal charges in the White
20	repercussions for destroying evidence.	20	case filed against anybody. None of the
21	But nobody can deny that they got the	21	four passengers of that car, the two
22	letter because they were sent certified and	22	survivors were charged with any crime.
23	I have their signatures. Everyone got the	23	MR. ZUMMACH: To that point regarding
24	letter and through conversations with	24	the missing evidence, you just call down to
25	counsel when we began to ask, "Where is the	25	the City of Hernando and ask the clerk there
	D 00		Days 24
	Page 23		Page 24
1	when Lynn Brown's car was sold. They'll	1	MEDIA SPEAKER: What kind of damages
2	know because they don't sell cars. They	2	are you seeking?
3	sold the car that was involved in the White	3	MR. WELLS: The lawsuits are for, I
4	case that probably had physical damage to	4	think, 10 and 12 million respectively. I
5	it, they sold it to the City of Senatobia	5	think that's right. We want accountability.
6	Police Department without giving any notice	6	That's what we're seeking, and I know some
7	to anyone.	7	of you have talked to Linda White, and her
8	I would suspect it probably got	8	concern has got nothing to do with money.
9	repaired down in Senatobia, but what is more	9	Obviously, we're asking for money.
10	interesting to me, at least, is instead of	10	We obviously want to sanction this and make
11	calling an outside agency like MBI to come	11	this so expensive for the city that they
12	in and investigate this fatality crash,	12	train their officers, they check their
13	which would be customary for most agencies,	13	officers, they do the right things from now
14	they investigate it themselves.	14	on because they don't want to lose their
15	They had an investigator named Mike	15	budget.
16	Hansboro. Mike Hansboro came out with a	16	Yes, so we are seeking monetary but
17	digital camera, took over a hundred and	17	more importantly, the mothers want this
18	twenty some-odd photographs of the wreck	18	officer not to be on the streets. That's
19	scene and worked the criminal file up in	19	what they asked for. That's what they've
20	case criminal charges were brought against	20	said from day one, that this officer is
21	the deceased. That file that was worked up	21	harmful to a community. He's not
22	for the district attorney's office, as well	22	protecting, he's hurting.
23	as the camera, as well as the photographs	23	And so the real justice may come from
		1 0 4	the domesting out of motion with the UUI
24 25	have all amazingly gone missing.  Now, you tell me, where's the sham?	24 25	the department of justice with the FBI investigation, and that may be where we end

## Page 25 Page 26 to stay at home, send him home but don't let 1 1 up in terms of how this ends because it's 2 2 him further muddy an already completely very clear to us that the City of Hernando, 3 3 botched investigation and further encourage Scott Worsham and the Hernando Police 4 the destruction of evidence and coverup. 4 Department are not going to take any 5 5 Send him home and then let's figure out what disciplinary action against this officer, 6 6 none. And so what we want is -- is a happened because, yes, I'm very surprised 7 that he's allowed to interact with the good 7 microscope, a spotlight and the ability to 8 officers at the Hernando Police Department. 8 stop this from happening next time. 9 MEDIA SPEAKER: You guys have alluded 9 MEDIA SPEAKER: Are you surprised 10 that someone under FBI investigation is 10 to that, you know, more is coming, and it sounds like more kind of show -- would it be 11 11 sitting on desk duty and not, like, 12 12 showing proof or evidence of this kind of suspended from pay, like, still in the 13 building and working? 13 code of silence or these officers being shot 14 14 down who did want to report excessive force? MR. WELLS: I'm very surprised that 15 15 he is on duty. I'm very surprised that he Is that what you guys are -- are 16 has access to witnesses and he has the 16 anticipating? 17 MR. ZUMMACH: Right now there is a 17 ability to influence perhaps those witnesses 18 motion to dismiss pending in federal court, 18 in some kind of way, through intimidation or 19 19 so we're not allowed to take discovery. suggestion. 20 Putting the defendant or the 20 We're not allowed to ask questions. We're 21 21 not able to take depositions, but we already potentially accused in the same room with 22 22 know exactly who we're about to depose and the people who are going to have to stand up 23 23 every one of the facts that's contained in against him at some point is awkward. It's 24 24 those complaints will come out. not professional and it shouldn't happen. 25 25 But right now there is a local He should go home. If they want to pay him Page 27 Page 28 1 federal rule that says discovery cannot 1 from citizens who say, "Hey. This happened 2 happen when the city says that the officers 2 to me as well." 3 entitled -- are entitled to protection of 3 He's got a well documented court 4 qualified immunity. Because they filed 4 history of malicious intent with his dog. 5 5 their answer saying, "This is all a big At his previous job, he got sued. It went 6 sham, and Lynn Brown had no idea that he 6 to the court of appeals. There's a 7 wasn't supposed to sick his dog on somebody 7 published opinion, Cooper versus Brown, that talks about Lynn Brown -- that talks about 8 8 and leave him on somebody for nearly a 9 the nasty nature of his use of a dog in a 9 minute." 10 sadistic fashion. 10 That's what they said, he's entitled 11 So it shouldn't be a surprise to for qualified immunity. There's a federal 11 12 anybody that he has that, and we do think 12 local -- there's a local rule. There's also 13 that there will be more history with respect 13 a federal rule of procedure that says you 14 to Lynn Brown and his use of dogs that we 14 can't take discovery until the judge rules 15 think is going to come to light that is 15 on that. Now, if the judge rules on that and 16 going to be very telling for the (inaudible) 16 17 and for the Court. 17 says, "No, we're not going to give -- the 18 MR. ZUMMACH: (Inaudible) use of a judge is not going to give the officers 18 dog, officers will tell you, that they make 19 qualified immunity," then we get to start 19 felony arrests every day just like this. 20 taking depositions and then I can assure you 20 21 And what you do -- what the officer does is 21 that every fact in those lawsuits will be 22 -- especially with other armed officers out 22 borne out under oath. 23 MR. WELLS: And the phone is ringing 23 there with their weapons at the ready, you 24 have the person get out of the car with 24 with other people who have been attacked by 25 their hands up. You've all seen it. You Lynn Brown's dog. We are receiving calls 25

	Page 29		Page 30
1	make them walk back towards you, get on	1	tell you, that was the worst and meanest
2	their knees, you handcuff them.	2	thing they could do to that dog. That's
3	Felony arrests are made every day.	3	right, the dog. You know why? Because if
4	This guy uses a dog and 1200 pounds per	4	you thought for one second that that suspect
5	square inch to go get the guy first, latch	5	had a gun, you just sent your dog in there
6	onto him, and then I'll go put my handcuffs	6	and he's about to get killed.
7	on him when I get around to it. That's what	7	There is, like, not one justifiable
8	happened. That's what happened here.	8	thing about this dog attack.
9	That's what happened in the Cooper case.	9	MEDIA SPEAKER: And both those
10	And every cop will tell you, a dog is	10	lawsuits have that current stay on them, and
11	a weapon. It is no different than a TASER.	11	so is that basically where this case
12	It is no different than a gun. You don't	12	basically stands
13	get you don't just pull a gun out and	13	MR. WELLS: Procedurally
14	shoot somebody when they get out of the car.	14	MEDIA SPEAKER: right now, waiting
15	They're felons they're felony suspects	15	for that judge's okay.
16	but you don't shoot them; you don't tase	16	MR. WELLS: That's correct. We're
17	them and you don't send the dog unless	17	waiting for the judge to lift the stay. We
18	they're refusing to surrender or they're	18	expect it to be lifted. We if there are
19	running. And as you can see, he was	19	facts unless they just admit everything,
20	surrendered and he wasn't going anywhere.	20	there are facts in dispute.
21	Read Lynn Brown's report. He says,	21	As soon as the judge says there are
22	"The hands were up but I thought he might	22	facts in dispute which we believe he
23	have a weapon he might be hiding a	23	will. We are optimistic he will then
24	weapon."	24	Katy bar the door because we're going to
25	Every canine expert in the world will	25	come. We're going to come fast, and we're
***************************************	Page 31		Page 32
1	going to start to get answers to what	1	CERTIFICATE OF COURT REPORTER
2	happened.	2	
3	MEDIA SPEAKER: When do you guys	3	I, Dana Gordon, Court Reporter and
4	estimate that the judge will (inaudible.)	4	Notary Public in and for the County of Rankin,
5	MR. WELLS: There is no no	5	State of Mississippi, hereby certify that the
6	touching what a judge does. I never know.	6	foregoing pages contain a true and correct
7	I've had cases that it happened immediately.	7	transcription of the testimony that was later
8	I've had cases that take take months and	8	reduced to typewritten form by means of
9	months and months for the judge to do a	9	computer-aided transcription to the best of my
10	ruling. I don't look into their minds.	10	skill and ability.
	<del>-</del>	11	I further certify that I am not in the
11	They have educated clerks. They're	1	
11	They have educated clerks. They're smart people. There's a reason they're up	12	employ of or related to any counsel or party in
11 12	smart people. There's a reason they're up	13	employ of or related to any counsel or party in this matter and have no interest, monetary or
11	smart people. There's a reason they're up there. We trust them to do the right thing	13 14	employ of or related to any counsel or party in this matter and have no interest, monetary or otherwise, in the final outcome of this matter.
11 12 13 14	smart people. There's a reason they're up there. We trust them to do the right thing and we just sit and wait for that to happen.	13 14 15	employ of or related to any counsel or party in this matter and have no interest, monetary or otherwise, in the final outcome of this matter. Witness my signature and seal this the
11 12 13	smart people. There's a reason they're up there. We trust them to do the right thing and we just sit and wait for that to happen. All right. Well, thank you, guys,	13 14 15 16	employ of or related to any counsel or party in this matter and have no interest, monetary or otherwise, in the final outcome of this matter.
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11 12 13 14 15 16	smart people. There's a reason they're up there. We trust them to do the right thing and we just sit and wait for that to happen.  All right. Well, thank you, guys, for your time.	13 14 15 16 17	employ of or related to any counsel or party in this matter and have no interest, monetary or otherwise, in the final outcome of this matter.  Witness my signature and seal this the 16TH day of NOVEMBER, 2021.
11 12 13 14 15	smart people. There's a reason they're up there. We trust them to do the right thing and we just sit and wait for that to happen.  All right. Well, thank you, guys, for your time.  (Inaudible crosstalk.)	13 14 15 16 17	employ of or related to any counsel or party in this matter and have no interest, monetary or otherwise, in the final outcome of this matter. Witness my signature and seal this the
11 12 13 14 15 16 17 18	smart people. There's a reason they're up there. We trust them to do the right thing and we just sit and wait for that to happen.  All right. Well, thank you, guys, for your time.  (Inaudible crosstalk.)  (End of video recording.)	13 14 15 16 17 18 19	employ of or related to any counsel or party in this matter and have no interest, monetary or otherwise, in the final outcome of this matter.  Witness my signature and seal this the 16TH day of NOVEMBER, 2021.  DANA GORDON, CCR #1908
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	Page 32
1	CERTIFICATE OF COURT REPORTER
2	
3	I, Dana Gordon, Court Reporter and
4	Notary Public in and for the County of Rankin,
5	State of Mississippi, hereby certify that the
6	foregoing pages contain a true and correct
7	transcription of the testimony that was later
8	reduced to typewritten form by means of
9	computer-aided transcription to the best of my
10	skill and ability.
11	I further certify that I am not in the
12	employ of or related to any counsel or party in
13	this matter and have no interest, monetary or
14	otherwise, in the final outcome of this matter.
15	Witness my signature and seal this the
16	16TH day of NOVEMBER, 2021.
17	CAACO
18	DANA GORDON DANA GORDON, CCR #1908
19	Commission Expires. June 12, 2024
20	My Communection Expires: June 12, 2024
21	
22	
23	
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25	